

AMENDED IN ASSEMBLY MARCH 25, 2003

AMENDED IN ASSEMBLY MARCH 12, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 190

Introduced by Assembly Member Parra
(Coauthors: Assembly Members Montanez and Yee)

January 27, 2003

An act to amend Section 82036 of the Government Code, relating to the Political Reform Act of 1974, *and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

AB 190, as amended, Parra. Political Reform Act of 1974: late contributions.

The Political Reform Act of 1974 defines a late contribution as a contribution including a loan that aggregates \$1,000 or more to a candidate or a committee, as specified, before the election at which the candidate or measure is to be voted on but after the closing date of the last campaign statement required to be filed before the election.

This bill would, in addition, include within that definition a contribution including a loan that aggregates \$1,000 or more to a political party committee before an election at which a state candidate is to be voted on, but after the closing date of the last campaign statement required to be filed before that election.

Existing law makes a violation of the act subject to administrative, civil, and criminal penalties.

This bill would impose a state-mandated local program by imposing these penalties on persons who violate the provisions of this bill.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

The Political Reform Act of 1974, an initiative measure, provides that the Legislature may amend the act to further the act's purposes with a $\frac{2}{3}$ vote of each house and compliance with specified procedural requirements.

This bill, which would declare that it furthers the purposes of the act, would therefore require a $\frac{2}{3}$ vote.

The bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 82036 of the Government Code is
2 amended to read:

3 82036. "Late contribution" means any of the following:

4 (a) Any contribution including a loan that totals in the
5 aggregate one thousand dollars (\$1,000) or more that is made to
6 or received by a candidate, a controlled committee, or a committee
7 formed or existing primarily to support or oppose a candidate or
8 measure before the date of the election at which the candidate or
9 measure is to be voted on but after the closing date of the last
10 campaign statement required to be filed before the election.

11 ~~Any~~

12 (b) Any contribution including a loan that totals in the
13 aggregate one thousand dollars (\$1,000) or more that is made to
14 or received by a political party committee, as defined in Section
15 85205, before the date of any election in which a state candidate
16 is voted on, but after the closing date of the last campaign
17 statement required to be filed before that election.

18 SEC. 2. No reimbursement is required by this act pursuant to
19 Section 6 of Article XIII B of the California Constitution because



1 the only costs that may be incurred by a local agency or school
2 district will be incurred because this act creates a new crime or
3 infraction, eliminates a crime or infraction, or changes the penalty
4 for a crime or infraction, within the meaning of Section 17556 of
5 the Government Code, or changes the definition of a crime within
6 the meaning of Section 6 of Article XIII B of the California
7 Constitution.

8 SEC. 3. The Legislature finds and declares that the provisions
9 of this act further the purposes of the Political Reform Act of 1974
10 within the meaning of subdivision (a) of Section 81012 of the
11 Government Code.

12 SEC. 4. *This act is an urgency statute necessary for the*
13 *immediate preservation of the public peace, health, or safety*
14 *within the meaning of Article IV of the Constitution and shall go*
15 *into immediate effect. The facts constituting the necessity are:*

16 *In order to guarantee timely and accurate disclosure of*
17 *campaign contributions, it is necessary that this act take effect*
18 *immediately.*

